

State of Oklahoma)
) ss.
County of Tulsa)

Leslie J. Southerland, being duly sworn, states:

1. I am a partner with the law firm of Rhodes, Hieronymus, Jones, Tucker & Gable, P.L.L.C.

2. Prior to the deadline imposed for the delivery of Plaintiffs' expert reports and reliance materials, I was contacted by Claire Xidis of the Motley Rice firm and asked to convey to all defendants Plaintiffs request to make delivery of expert materials to a single contact person for the defendants, whereupon it would be the responsibility of the point person to copy and disseminate the reports and materials to the remainder of the defendants.

3. In the spirit of cooperation, the defendants agreed to this proposal and the Rhodes, Hieronymus firm ("Rhodes") was selected as point counsel for delivery of expert materials.

4. On the morning of May 15th, a hard drive containing voluminous data was delivered to Rhodes by Motley Rice. The amount of data on this drive was so large that to obtain copies for only 3 of the 14 codefendants, required 24 hours.

5. Just prior to 5:00 p.m. on May 15th, Rhodes received two separate deliveries of additional expert materials. From the office of Louis Bullock, Rhodes received a CD containing the expert reports of Darren Brown, Lowell Caneday, Gordon Johnson, Todd King, Robert Lawrence and Robert Taylor. In addition, we were delivered a flash drive containing additional reliance materials for Brown, Engel, Fisher and Wells, and a CD with additional reliance materials for Fisher. From the office of David Page we received a banker's box containing hard copy expert reports for the following individuals: Bert Fisher, Valerie Harwood, Roger Olsen, Meagan Smith and Chris Teaf.

No reports were received on May 15th, or subsequent thereto for Drs. Winn and Jim Loftis and no extension of time was asked for or received from the court for production of these previously identified expert reports or materials.

6. On May 21st, a CD containing additional reliance materials for Dr. Engel was produced to Rhodes.

7. On May 22nd, a flash drive with additional materials for Drs. Engel and Stevenson was delivered. Also on this date, at approximately 4:50 p.m., hard copy reports for experts Engel and Stevenson were received pursuant to the Magistrate Judge's Order

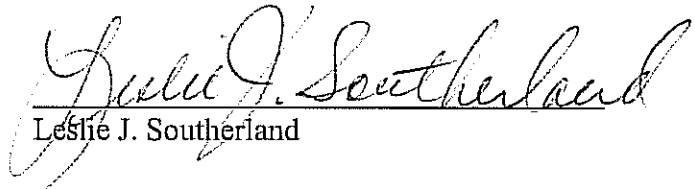
granting relief from the May 15th deadline for production of expert materials for certain of the state's experts.

8. On May 23, a CD with more additional materials for Dr. Stevenson was delivered to Rhodes.

9. On May 28th Rhodes received a DVD with additional reliance materials for Berton Fisher from Louis Bullock.

10. A second delivery was received on May 28th, this time from Claire Xidis of Motley Rice, providing additional reliance materials for Drs. Caneday, Cook & Welch, King, Lawrence, Taylor and Wells. Further, this correspondence indicated that additional reliance materials would be forthcoming due to "logistical" difficulties associated with the production of the reliance materials and correspondence.

11. Defendants received delivery of additional expert reports and related materials on May 29th in accordance with the Magistrate Judge's order granting relief from the May 15th deadline for production of expert materials for certain of the state's experts.


Leslie J. Southerland

Subscribed and sworn before me

This 9th day of June, 2008


Notary Public

